



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/642,911 | 08/21/2000 | Mitsunori Okagaki | 6822/62934 | 7492 |

7590 02/10/2005

William E Pelton
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, NY 10036

| |
|----------|
| EXAMINER |
|----------|

YANG, RYAN R

| | |
|----------|--------------|
| ART UNIT | PAPER NUMBER |
|----------|--------------|

2672

DATE MAILED: 02/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/642,911

Applicant(s)

OKAGAKI, MITSUNORI

Examiner

Ryan R Yang

Art Unit

2672

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 18 October 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1 and 2 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1 and 2 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
* See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s) _____ 6) ☐ Other: _____

DETAILED ACTION

1. This action is responsive to communications: Amendment, filed on 10/18/2004.

This action is final.

2. Claims 1 and 2 are pending in this application. Claims 1 and 2 are independent claims. In the Amendment, filed on 10/18/2004, claims 1 and 2 were amended.

3. This application is a Continuation of PCT/JP99/07248 dated 12/22/1999.

4. The present title of the invention is "Communication terminal" as filed originally.

Claim Rejections - 35 USC § 102

5. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

6. Claims 1 and 2 are rejected under 35 U.S.C. 102(b) as being anticipated by Arcuri et al. (6,121,968).

As per claim 1, Arcuri et al., hereinafter Arcuri, discloses a communication terminal comprising:

a display unit (14) which displays an original selection screen for selecting at least one of a plurality of options (Figure 2A, item 100);

display control means (11) which causes display of options in said display unit by division (Figure 1, item 36 is the application program; Figure 2A is a short menu and Figure 2B is a long menu, when an option is not listed in the short menu the user can expand to long menu; additional menu can be added at the bottom of the expanded

Art Unit: 2672

long list (column 10, line 40-41); in this case, a user is looking for the option "Ruler");
and

a key for selecting an option not currently displayed in said display unit from the options to be selected (Figure 2C where a cursor is used to select "Ruler");

said display control means causing, when an option not currently displayed has been selected, display of a screen associated with said selected option in said display unit and causing when next displaying said original selection screen by operating a key, display of a screen that includes an indication of the selected option (Figure 2D, when the menu is returned to the short list, the "Ruler" option is included).

7. As per claim 2, Arcuri discloses a communication terminal comprising:

a display unit (14) which displays an original selection screen for selecting at least one of a plurality of options (Figure 2a, item 100);

display control means (11) which causes display of options in said display unit by division Figure 1, item 36 is the application program; Figure 2A is a short menu and Figure 2B is a long menu, when an option is not listed in the short menu the user can expand to long menu; additional menu can be added at the bottom of the expanded long list (column 10, line 40-41); in this case, a user is looking for the option "Ruler");
and

a key for selecting an option not currently displayed in said display unit from the options to be selected (Figure 2C where a cursor is used to select "Ruler");

said display control means causing, when an option not currently displayed has been selected, display of a screen associated with said selected option in said display

Art Unit: 2672

unit and causing display of information indicating said selected option when displaying said original selection screen next by operating a key (Figure 2D, when the menu is returned to the short list, the "Ruler" option is included).

Response to Arguments

8. Applicant's arguments, see Amendment, filed 10/18/2004, with respect to the rejection(s) of claim(s) 1 and 2 under Asuma have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Arcuri et al.

Conclusion

9. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Inquiries

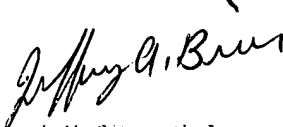
10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ryan R Yang whose telephone number is (703) 308-6133 ((571) 272-7666 after 3/1/2005). The examiner can normally be reached on M-F 9:30AM-6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Razavi can be reached on (703) 305-4713 ((571) 272-7664 after 3/1/2005). The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2672

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Ryan Yang
January 31, 2005


JEFFREY A. BRUNS
PRIMARY EXAMINER